

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF ILLINOIS

DEKISHA JONES,

Plaintiffs,

v.

Case No. 09-933-JPG

BRUCE COOMBS and
DB&T STEPHENS & COMPANY,

Defendants.

MEMORANDUM AND ORDER

This matter comes before the Court on Plaintiff Dekisha Jones and Defendant Bruce Coombs' joint Motion (Doc. 14) to voluntarily dismiss Defendant DB&T Stephens & Company ("DB&T"). The Court construes said motion to be made under Federal Rule of Civil Procedure 41(a)(2). Rule 41(a)(2) provides that only the Court may dismiss an action after an adverse party has filed an answer or motion for summary judgment and in the absence of a stipulation of dismissal of an entire case from all the parties. Fed. R. Civ. P. 41(a)(2).

Being fully advised of the premises, the Court **GRANTS** the instant motion, whereby the Court **DISMISSES DB&T without prejudice**. The Court **DIRECTS** the Clerk of Court to enter judgment accordingly at the close of this case.

IT IS SO ORDERED.

Dated: April 12, 2010

s/ J. Phil Gilbert
J. PHIL GILBERT
DISTRICT JUDGE